

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office JUN 2 1989

Returned to applicant for correction

Corrected application filed JUN 19 1989 Map filed JUN 19 1989 under 53339

The applicant Santa Fe Pacific Mining, Inc.

P.O. Box 27019 of Albuquerque  
Street and No. or P.O. Box No. City or Town

New Mexico, 87125 hereby make application for permission to change the  
State and Zip Code No.

Point of diversion and place of use of a portion

Point of diversion, manner of use, and/or place of use  
of water heretofore appropriated under Permit 52047  
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

Identify right in Decree.)

1. The source of water is Underground  
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 1.0 cfs  
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for Mining, milling, domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for Mining, milling, domestic  
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point SE 1/4 NW 1/4, Section 19, T.39N., R.43E., M.D.B.  
Describe as being within a 40-acre subdivision of public survey and by course and  
& M., Tie: a bearing of N.29° 49'E and a distance of 1704.8 feet to the north  
distance to a section corner. If on unsurveyed land, it should be stated.  
Quarter corner of Section 19, T.39N., R.43E., M.D.B. & M.

6. The existing permitted point of diversion is located within NE 1/4 NW 1/4, Section 29, T.39N., R.43E.,  
If point of diversion is not changed, do not answer.  
M.D.B. & M., Tie, N Quarter corner, Section 29, N76° 53'E, 363.3 feet.

7. Proposed place of use Sections 19, 20, 21, 28, 29, 30, 31, 32, 33, T.39N., R.43E.,  
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.  
M.D.B. & M.

8. Existing place of use Sections 19, 20, 21, 28, 29, 30, 32, 33, T.39N., R.43E., M.D.B.  
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or  
& M.  
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 1 to December 31 of each year.  
Month and Day Month and Day

10. Use was permitted from January 1 to December 31 of each year.  
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and specifications of your diversion or storage works.) Well, pump and distribution system  
State manner in which water is to be diverted, i.e. diversion structure, ditches,  
pipes and flumes, or drilled well, etc.

12. Estimated cost of works \$80,000.00

13. Estimated time required to construct works 2 years

14. Estimated time required to complete the application of water to beneficial use..... 5 years.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Water from this location is to be comingled with other Santa Fe Pacific Mining, Inc. permits, for a total combined use of 5.0 cfs. Water to be used in a heap leaching mining complex.

s/ David A. King  
By David A. King, Agent, Hydro-Search, Inc.  
5250 S. Virginia Street, Suite 280  
Reno, Nevada 89502

Compared..... pm/ se..... bp/se.....

Protested.....

APPROVAL..... OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of a portion of the waters of an underground source as heretofore granted under Permit 52047 is issued subject to the terms and conditions imposed in said Permit 52047 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The total combined duty of water under Permits 52046, 52047, 52048, 52049, 52050, 52051, 53339, 53340 and 53341 shall not exceed 3620 acre feet annually.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed..... 1.0..... cubic feet per second, but not to exceed 724 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before..... May 26, 1991

Proof of completion of work shall be filed before..... June 26, 1991

Application of water to beneficial use shall be made on or before..... May 26, 1994

Proof of the application of water to beneficial use shall be filed on or before..... June 26, 1994

Map in support of proof of beneficial use shall be filed on or before..... N/A

Completion of work filed..... IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.  
State Engineer of Nevada, have hereunto set my hand and the seal of

Proof of beneficial use filed..... my office, this..... 12th..... day of..... March.....

Cultural map filed.....

Certificate No..... Issued.....

A.D. 19..... 90



2407 (Rev. 6-81)

*[Signature]*  
State Engineer

510268T  
Abrogated By 510268T Exp. 5-27-92, part. 61033-T 1.0 L4p. 516-9p  
511501 Exp. 8-23-94, 61135 1.0

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued subject to the terms and conditions set forth in the State Engineer's Ruling No. 3606 dated May 19, 1989.

